

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the amendment by striking out all of sections 1 to 4 (page 1, lines 14 to 35 and page 2, lines 1 to 10 in amendment) and inserting the following:

‘**Sec. 1. 12 MRSA §10658** is enacted to read:

§ 10658. Online customer e-mail addresses

1. Confidentiality of e-mail addresses. E-mail addresses provided to the department by its customers through its online licensing and registration system are public records unless a customer indicates at the time of the online transaction that:

A. The customer's e-mail address is confidential and may be used only for the transaction for which it was provided and may not be retained longer than necessary to complete the transaction; or

B. The customer's e-mail address is confidential and may be retained but used only by the department for purposes of communication with that customer or for research purposes.

The department shall notify its online customers that e-mail addresses are public records unless the customer providing the e-mail address otherwise indicates as provided in this subsection. The department shall make the confidentiality options available to an online customer each time a customer purchases a license, permit, tag, registration or chance in a lottery.

2. Use of e-mail released pursuant to the freedom of access laws. An e-mail address provided to the department by a customer through its online licensing and registration system before April 2, 2010 that was obtained by a person through a request for information under Title 1, chapter 13 may not be used for solicitation, communication or notification purposes. This use restriction does not apply to the department. A person that violates this subsection commits a civil violation for which a fine of not less than \$500 or more than \$1,000 may be adjudged.’

Amend the amendment by striking out all of the 2nd and 3rd indented paragraphs before the summary (page 2, lines 14 to 17 in amendment)

SUMMARY

This amendment provides that e-mail addresses provided to the Department of Inland Fisheries and Wildlife by its customers through its online licensing and registration system are public records unless a customer indicates at the time of the online transaction that the customer's e-mail address is confidential. It also provides that an e-mail address provided to the department by a customer through its online licensing and registration system before April 2, 2010 that was obtained by a person through a request for information may not be used for solicitation, communication or notification purposes and that a violation of this provision is a civil violation for which a fine of not less than \$500 or more than \$1,000 may be adjudged.

FISCAL NOTE REQUIRED
(See attached)